

**FILED**

FEB 19 2004

Judge Jacqueline P. Cox  
United States Bankruptcy Court

**In the United States Bankruptcy Appeals Court  
For the Northern District Of Illinois  
Eastern Division at Chicago**

..... § Appeal No. \_\_\_\_\_  
IN RE: VIRGIL F. LIPTAK, § Appealed from No. 03 B 29854  
D/B/A DESIGNED FINANCIAL SERVICES, § Chapter 11  
DEBTOR. § Judge Jacqueline Cox  
..... §

**NOTICE OF FILING OF MOTION FOR EMERGENCY RELIEF,  
AND REQUEST FOR AGREEMENT THEREON**

To: See Attached Service List and to any other person of interest:

**PLEASE TAKE NOTICE** that, I Virgil Liptak, the *Debtor in Possession and now Appellant* in the above titled Chapter 11 Case seek relief, and your Agreement on such, by serving you with this Notice and a an exact copy of that which I intend to file, accompanied herewith, and titled **EMERGENCY SUPPLEMENT AND REQUEST FOR MANDAMUS RE: DEBTOR/APPELLANT'S 1<sup>st</sup> VERIFIED SUPPLEMENTAL MOTION AND BRIEF FOR STAY, PENDING APPEAL**

I ask that you confer with me by telephone on or before Noon of Feb. 18<sup>th</sup>, on these most important matters of ministerial duty and fundamental rights, and that by your Agreement, the Court will be inclined to grant relief and save me from foreseeable damage, and great, immediate and irreparable harm, if not granted.

I intend to file it with Clerk of the District Clerk for presentment to either a Bankruptcy Appellate Panel if there is one, or to a District Judge, for the Northern District of Illinois, Eastern Division, 219 S. Dearborn St., Chicago IL, on Thursday, Feb. 19<sup>th</sup>, at 3:00 PM.

I request, that the Appeals Court (without necessity of hearing) will grant Emergency relief as set forth in the attached, and Reinstate the Stay contemplated by 11§ 362, or such other Rule or Statute as may apply, pending appeal: since the alleged Creditors are overly secure, and have attached funds of the Estate by garnishment, because no Creditor has ever shown any risk of loss or diminution, and because of the likelihood of reversal on appeal of dismissal and other orders, as fully set forth in the Motion.

By: \_\_\_\_\_

Virgil F. Liptak Appellant Debtor In Possession  
5208 Caladium Dr.  
Dallas, TX 75229  
214.373.9699 fax: 214.691.3326

**In the United States Bankruptcy Appeals Court**  
**For the Northern District Of Illinois**  
**Eastern Division at Chicago**

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	§	Appealed from
<b>IN RE: VIRGIL F. LIPTAK,</b>	§	No. 03 B 29854
<b>D/B/A DESIGNED FINANCIAL SERVICES,</b>	§	Chapter 11
<b>DEBTOR.</b>	§	Judge Jacqueline Cox
.....	§	

**SERVICE LIST ON APPEAL**

U.S. TRUSTEE, Ira Bodenstein  
Attn: Kathryn Gleason or Cameron Gulden  
227 W. Monroe Street, Ste. 3350  
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FAX JOURNAL REPORTTIME : 02/17/2004 16:50  
NAME : VIRGIL LIPTAK  
FAX : 2146913326  
SER. # : BROH3Q135728

NO.	DATE	TIME	FAX NO./NAME	DURATION	PAGE(S)	RESULT	COMMENT
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BUSY: BUSY/NO RESPONSE  
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